

# Daily Digest

## HIGHLIGHTS

The House agreed to H.R. 3673, Second Emergency Supplemental Appropriations Act to Meet Immediate Needs Arising From the Consequences of Hurricane Katrina, 2005.

## Senate

### Chamber Action

Senate passed H.R. 3673, Second Emergency Supplemental Appropriations.

*Routine Proceedings, pages S9741–S9864*

**Measures Introduced:** Sixteen bills were introduced, as follows: S. 1632–1647. **Page S9833**

#### Measures Reported:

Special Report entitled “Review of Legislative Activity During the 108th Congress”. (S. Rept. No. 109–135) **Pages S9832–33**

#### Measures Passed:

*Federal Judiciary Emergency Special Sessions Act:* Senate passed S. 1634, to allow United States courts to conduct business during emergency conditions. **Pages S9774–76**

*Federal Judiciary Emergency Special Sessions Act:* Senate passed H.R. 3650, to allow United States courts to conduct business during emergency conditions, clearing the measure for the President. **Pages S9774–76**

*Second Emergency Supplemental Appropriations Act:* By a unanimous vote of 97 yeas (Vote No. 223), Senate passed H.R. 3673, making further emergency supplemental appropriations to meet immediate needs arising from the consequences of Hurricane Katrina, for the fiscal year ending September 30, 2005, clearing the measure for the President. **Pages S9805–13**

*National Flood Insurance Program:* Senate passed H.R. 804, to exclude from consideration as income certain payments under the national flood insurance program, clearing the measure for the President. **Page S9861**

**Commerce/Justice/Science Appropriations:** Senate began consideration of H.R. 2862, making appropriations for Science, the Departments of State, Jus-

tice, and Commerce, and related agencies for the fiscal year ending September 30, 2006, agreeing to the committee amendment in the nature of a substitute, which will be considered as original text for the purpose of further amendment, and taking action on the following amendments proposed thereto:

**Pages S9745–70, S9776–S9805**

#### Adopted:

Shelby Amendment No. 1655, to provide funding for programs to promote travel to the United States. **Page S9779**

Shelby Amendment No. 1656, to provide funding and personnel for the National Hurricane Center. **Page S9779**

Shelby Amendment No. 1657, to strike certain provisions relating to Universal Service Fund program under the Federal Communications Commission. **Page S9779**

Shelby (for Dorgan) Amendment No. 1658, to expand the disaster loans that shall not be sold by the Small Business Administration. **Page S9779**

#### Pending:

Lincoln Amendment No. 1652, to provide for temporary Medicaid disaster relief for survivors of Hurricane Katrina. **Pages S9776–79, S9783–84**

Harkin Amendment No. 1659, to increase the appropriation for nationwide legal services field programs and to provide additional funds to programs providing legal services to the victims of Hurricane Katrina. **Page S9780**

Dayton Amendment No. 1654, to increase funding for Justice Assistance Grants. **Pages S9784–86**

Biden Amendment No. 1661, to provide emergency funding for victims of Hurricane Katrina. **Pages S9790–91**

Sarbanes Amendment No. 1662, to assist the victims of Hurricane Katrina with finding new housing. **Pages S9791–95**

Dorgan Amendment No. 1665, to prohibit weakening any law that provides safeguards from unfair foreign trade practices. **Pages S9795–99**

Sununu Amendment No. 1669, to increase funding for the State Criminal Alien Assistance Program, the Southwest Border Prosecutors Initiative, and transitional housing for women subjected to domestic violence. **Pages S9799–S9800**

A notice of intent was submitted to suspend paragraph 4 of Rule XVI of the Standing Rules of the Senate for the purpose of proposing a Dorgan Amendment to the bill. **Pages S9801–02**

A unanimous-consent agreement was reached providing that only certain amendments be in order to the bill, provided further, that they be subject to second-degrees which are relevant to the first-degree to which they are offered. **Page S9860**

A unanimous-consent agreement was reached providing for further consideration of the bill at 9:30 a.m., on Friday, September 9, 2005. **Page S9861**

**Signing Authority—Agreement:** A unanimous-consent agreement was reached providing that on Thursday, September 8, 2005, the Majority Leader, be authorized to sign duly enrolled bills. **Page S9860**

**Coal/Oil-Direct Utility Units Rule:** A unanimous-consent agreement was reached providing that on Monday, September 12, 2005, at 5:30 p.m., Senate proceed to a period of morning business for one hour; that following the use or yielding back of time, Senate proceed to a vote on the motion to proceed to S.J. Res. 20, disapproving a rule promulgated by the Administrator of the Environmental Protection Agency to delist coal and oil-direct utility units from the source category list under the Clean Air Act; that if the motion to proceed is agreed to, the statutory time limit be reduced to 2 hours equally divided and following the use or yielding back of time, the joint resolution be read a third time and the Senate proceed to a vote on passage of the resolution. **Page S9860**

**Chief Justice Rehnquist Tributes:** A unanimous-consent agreement was reached providing that Senators be permitted to submit tributes to Chief Justice Rehnquist for the record until September 30, 2005, and that all tributes be printed as a Senate document. **Page S9861**

**Messages From the President:** Senate received the following messages from the President of the United States:

Transmitting, pursuant to the Davis-Bacon Act, a report on the suspension of Subchapter IV of Chapter 31 of Title 40, United States Code, within a limited geographic area in response to the national emergency caused by Hurricane Katrina; which was

referred to the Committee on Health, Education, Labor, and Pensions. (PM–20) **Pages S9831–32**

Transmitting, pursuant to law, a report on the continuation of the national emergency with respect to certain terrorist attacks; which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–21) **Page S9832**

**Nominations Received:** Senate received the following nominations:

Charles R. Christopherson, Jr., of Texas, to be Chief Financial Officer, Department of Agriculture.

Edward F. Sproat III, of Pennsylvania, to be Director of the Office of Civilian Radioactive Waste Management, Department of Energy.

Dale W. Meyerrose, of Indiana, to be Chief Information Officer, Office of the Director of National Intelligence.

7 Coast Guard nominations in the rank of admiral.

Routine lists in the Air Force, Army, Coast Guard, Marine Corps, Navy. **Pages S9861–64**

**Messages From the House:** **Pages S9829–30**

**Executive Communications:** **Pages S9830–31**

**Executive Reports of Committees:** **Page S9833**

**Additional Cosponsors:** **Pages S9833–35**

**Statements on Introduced Bills/Resolutions:** **Pages S9835–52**

**Additional Statements:** **Pages S9822–29**

**Amendments Submitted:** **Pages S9852–60**

**Authority for Committees to Meet:** **Page S9860**

**Privilege of the Floor:** **Page S9860**

**Record Votes:** One record vote was taken today. (Total—223) **Page S9813**

**Adjournment:** Senate convened at 9:30 a.m., and adjourned at 8:12 p.m., until 9:30 a.m., on Friday, September 9, 2005. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S9861.)

## Committee Meetings

(Committees not listed did not meet)

### COMMODITY FUTURES MODERNIZATION ACT

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded a hearing to examine the proposed reauthorization of the Commodity Futures Trading Commission, focusing on the Commodity Futures Modernization Act of 2000 and recent market developments, after receiving testimony from Randy K. Quarles, Under Secretary of the Treasury

for Domestic Finance; Robert L.D. Colby, Deputy Director, Division of Market Regulation, U.S. Securities and Exchange Commission; Patrick J. McCarty, General Counsel, Commodity Futures Trading Commission; Patrick M. Parkinson, Deputy Director, Division of Research and Statistics, Board of Governors of the Federal Reserve System; Charles P. Carey, Chicago Board of Trade, Terrence A. Duffy, Chicago Mercantile Exchange Holdings, Inc., and Daniel J. Roth, National Futures Association, all of Chicago, Illinois; John M. Damgard, Futures Industry Association, and Mark Lackritz, Securities Industry Association, both of Washington, D.C.; Meyer S. Frucher, Philadelphia Stock Exchange, Philadelphia, Pennsylvania, on behalf of the U.S. Options Exchange Coalition; and Robert G. Pickel, International Swaps and Derivatives Association, Inc., New York, New York.

#### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded a hearing to examine the nominations of Robert A. Mosbacher, of Texas, to be President of the Overseas Private Investment Corporation, who was introduced by Senators Hutchison and Cornyn, Robert B. Holland III, of Texas, to be United States Executive Director of the International Bank for Reconstruction and Development, who was introduced by Senator Hutchison, and Jan E. Boyer, of Texas, to be United States Alternate Executive Director of the Inter-American Development Bank, who was introduced

by Senator Hagel, after the nominees testified and answered questions in their own behalf.

#### HURRICANE KATRINA

*Committee on Health, Education, Labor, and Pensions:* Committee met to discuss rebuilding lives and communities regarding Hurricane Katrina after hearing from numerous public witnesses.

#### BUSINESS MEETING

*Committee on Health, Education, Labor, and Pensions:* Committee ordered favorably reported the following bills:

S. 1614, to extend the authorization of programs under the Higher Education Act of 1965, with an amendment in the nature of a substitute; and

An original bill entitled "Defined Benefit Security Act of 2005".

#### BUSINESS MEETING

*Committee on the Judiciary:* Committee ordered favorably reported the following business items:

S. 1197, to reauthorize the Violence Against Women Act of 1994, with an amendment in the nature of a substitute; and

The nomination of Kenneth L. Wainstein, of Virginia, to be United States Attorney for the District of Columbia, Department of Justice.

Also, Committee approved the issuance of various subpoenas relative to asbestos matters.

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## House of Representatives

### *Chamber Action*

**Public Bills and Resolutions Introduced:** 39 public bills, H.R. 3696–3724; and 7 resolutions, H. Con. Res. 237–239 and H. Res. 432–435, were introduced. **Pages H7812–14**

**Additional Cosponsors:** **Pages H7814–15**

**Reports Filed:** There were no reports filed today.

**Speaker:** Read a letter from the Speaker wherein he appointed Representative LaTourette to act as speaker pro tempore for today. **Page H7747**

**Consideration of Suspensions:** The House agreed to H. Res. 426, providing for consideration of motions to suspend the rules, by a recorded vote of 235 ayes to 179 noes, Roll No. 459, after agreeing to order the previous question by a yea-and-nay vote of 221 yeas to 193 nays, Roll No. 458. **Pages H7749–59**

**Suspensions:** The House agreed to suspend the rules and pass the following measures:

*Increasing the borrowing authority of the Federal Emergency Management Agency for carrying out the national flood insurance program:* H.R. 3669, to temporarily increase the borrowing authority of the Federal Emergency Management Agency for carrying out the national flood insurance program, by a  $\frac{2}{3}$  yea-and-nay vote of 416 yeas with none voting "nay", Roll No. 461;

**Pages H7759–63, H7786**

*Student Grant Hurricane Disaster Relief Act:* H.R. 3668, providing the Secretary of Education with waiver authority for students who are eligible for Federal student grant assistance who are adversely affected by a major disaster, by a  $\frac{2}{3}$  yea-and-nay vote of 414 yeas with none voting "nay", Roll No. 462; **Pages H7763–66, H7786–87**

**TANF Emergency Response and Recovery Act of 2005:** H.R. 3672, amended, providing assistance to families affected by Hurricane Katrina, through the program of block grants to States for temporary assistance for needy families; **Pages H7766–73**

**Expressing the sincere gratitude of the House of Representatives to the foreign individuals, organizations, and governments that have offered assistance to those who have been affected by Hurricane Katrina:** H. Res. 428, Expressing the sincere gratitude of the House of Representatives to the foreign individuals, organizations, and governments that have offered material assistance and other forms of support to those who have been affected by Hurricane Katrina, by a  $\frac{2}{3}$  yeas-and-nays vote of 410 yeas with none voting “nay”, Roll No. 463;

**Pages H7773–74, H7787–88**

**Relating to the terrorist attacks against the United States on September 11, 2001:** H. Res. 427, Relating to the terrorist attacks against the United States on September 11, 2001, by a  $\frac{2}{3}$  yeas-and-nays vote of 402 yeas to 6 nays, Roll No. 402; and

**Pages H7774–77, H7788**

**Making emergency supplemental appropriations for 2005:** H.R. 3673, making further emergency supplemental appropriations to meet immediate needs arising from the consequences of Hurricane Katrina, for the fiscal year ending September 30, 2005, by a  $\frac{2}{3}$  yeas-and-nays vote of 410 yeas to 11 nays, Roll No. 460. **Pages H7777–86**

**Moment of Silence:** In recognition of the approaching anniversary of September 11, 2001, the House observed a moment of silence for the victims of the terrorist attacks that occurred on that date.

**Page H7788**

**Meeting Hour:** Agreed that when the House adjourn today, it adjourn to meet at 12:00 p.m. on Monday, September 12, and when the House adjourns on Monday, it adjourn to meet at 12:30 p.m. on Tuesday, September 13, 2005, for Morning Hour debate. **Page H7790**

**Calendar Wednesday:** Agreed to dispense with the Calendar Wednesday business of Wednesday, September 14. **Page H7790**

**Late Report:** Agreed that the Committee on the Judiciary may have until midnight on Friday, September 9, 2005, to file a report to accompany H.R. 3132, to make improvements to the national sex offender registration program. **Page H7790**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he appointed Representative Wolf

to act as Speaker pro tempore to sign enrolled bills and joint resolutions through September 13, 2005.

**Page H7809**

**Presidential Message:** Read a message from the President wherein he notified Congress of the continuation of the national emergency with respect to the terrorist attacks on the United States of September 11, 2001—referred to the Committee on International Relations and ordered printed (H. Doc. 109–54).

**Page H7809**

**Presidential Message:** Read a message from the President wherein he notified Congress that he has exercised his statutory authority to suspend the provisions of 40 U.S.C. 3141–3148 in designated areas in the States of Alabama, Florida, Louisiana, and Mississippi—referred to the Committee on Education and the Workforce and ordered to be printed (H. Doc. 109–55).

**Pages H7809–10**

**Senate Message:** Messages received from the Senate today appear on pages H7766 and H7810.

**Senate Referrals:** S. 1634 was held at the desk.

**Quorum Calls—Votes:** Six yeas-and-nays votes, and one recorded vote developed during the proceedings of today and appear on pages H7757–58, H7758–59, H7785–86, H7786, H7786–87, H7787–88, and H7788. There were no quorum calls.

**Adjournment:** The house met at 10 a.m. and adjourned at 8:05 p.m.

## Committee Meetings

### MEDICAID: EMPOWERING BENEFICIARIES ON THE ROAD TO REFORM

*Committee on Energy and Commerce:* Held a hearing on Medicaid: Empowering Beneficiaries on the Road to Reform. Testimony was heard from David Parrella, Director, Medical Care Administration, Department of Social Services, State of Connecticut.

### ELECTRONIC WASTE

*Committee on Energy and Commerce:* Subcommittee on Environment and Hazardous Materials held a hearing entitled “Electronic Waste: An Examination of Current Activity, Implications for Environmental Stewardship, and the Proper Federal Role.” Testimony was heard from public witnesses.

### WMD TERRORISM

*Committee on Homeland Security:* Subcommittee on Prevention of Nuclear and Biological Attack held a hearing entitled “WMD Terrorism and Proliferant States.” Testimony was heard from public witnesses.

**U.S. AND INDIA: AN EMERGING ENTENTE?**

*Committee on International Relations:* Held a hearing entitled “The U.S. and India: An Emerging Entente?” Testimony was heard from the following officials of the Department of State: R. Nicholas Burns, Under Secretary, Political Affairs; and Robert Joseph, Under Secretary, Arms Control and International Security.

**SECURITY AND FAIRNESS ENHANCEMENT FOR AMERICA ACT**

*Committee on International Relations:* Subcommittee on Immigration, Border Security, and Claims approved for full Committee action H.R. 1219, Security and Fairness Enhancement for America Act of 2005.

**REVIEW OF U.S. PATENT AND TRADEMARK OFFICE OPERATIONS**

*Committee on the Judiciary:* Subcommittee on Courts, the Internet, and Intellectual Property held an oversight hearing entitled “Review of U.S. Patent and Trademark Office operations, including analysis of Government Accountability Office, Inspector General, and National Academy of Public Administration Reports.” Testimony was heard from Jon W. Dudas, Under Secretary and Director, U.S. Patent and Trademark Office, Department of Commerce; Anu K. Mittal, Director, Science and Technology Issues, GAO; and public witnesses.

**FREEDOM IN THE WORKPLACE—AN EXAMINATION OF A NATIONAL RIGHT TO WORK LAW**

*Committee on Small Business:* Subcommittee on Workforce, Empowerment, and Government Programs held a hearing entitled “Freedom in the Workplace—An Examination of a National Right to Work Law.” Testimony was heard from Representative Wilson of South Carolina; and public witnesses.

**VETERANS LEGISLATION**

*Committee on Veterans' Affairs:* Subcommittee on Economic Opportunity approved for full Committee action H.R. 3665, Veterans Housing Improvement Act of 2005.

**BRIEFING—GLOBAL UPDATES/HOTSPOTS**

*Permanent Select Committee on Intelligence:* Met in executive session to receive a Briefing on Global Updates/Hotspots. The Committee was briefed by departmental witnesses.

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**COMMITTEE MEETINGS FOR FRIDAY,  
SEPTEMBER 9, 2005**

*(Committee meetings are open unless otherwise indicated)*

**Senate**

No meetings/hearings scheduled.

**House**

No committee meetings are scheduled.

Next Meeting of the SENATE

9:30 a.m., Friday, September 9

Next Meeting of the HOUSE OF REPRESENTATIVES

12 noon, Monday, September 12

Senate Chamber

Program for Friday: Senate will continue consideration of H.R. 2862, Commerce/Justice/Science Appropriations.

House Chamber

Program for Monday: The House will meet in pro forma session at 12 noon.

Extensions of Remarks, as inserted in this issue

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